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इस भाग में भिन्न पृष्ठ संख्या वाली जाती है जिससे इक पह अलग संख्या
के कप में रखा जा सके।

Separate pagin is given to this Part in order that it may be filed
as a separate compilation.

RAJYA SABHA

The following Bill was introduced in the Rajya Sabha on the 5th March, 1991:—

BILL No. XIV OF 1991

A Bill further to amend the Delhi High Court Act, 1966.

Be it enacted by Parliament in the Forty-second Year of the Republic of India as follows:—

1. (1) This Act may be called the Delhi High Court (Amendment) Act, 1991.

Short title and commencement.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Amendment of section 5.

2. In sub-section (2) of section 5 of the Delhi High Court Act, 1966, for the words "rupees one lakh", the words "rupees five lakhs" shall be substituted.

Amendment of Act VI of 1918, as in force in the Union territory of Delhi.

3. In the Punjab Courts Act, 1918, as in force in the Union territory of Delhi,—

(i) in section 25, for the words "rupees one lakh", the words "rupees five lakhs" shall be substituted;

(ii) in clause (a) of sub-section (1) of section 39,—

(a) in sub-clause (ii), for the word "and" occurring at the end, the word "or" shall be substituted;

(b) after sub-clause (ii), the following sub-clause shall be inserted, namely:—

“(iii) where the decree or order is made after the commencement of the Delhi High Court (Amendment) Act, 1991 and the value of the original suit in which the decree or order is made does not exceed rupees one lakh; and”.

Power of
Chief
Justice to
transfer
pending
suits and
proceed-
ings to
subordi-
nate
courts.

4. The Chief Justice of the High Court of Delhi may transfer any suit or other proceedings which is or are pending in the High Court immediately before the commencement of this Act and in which no witnesses have been examined before such commencement to such subordinate court in the Union territory of Delhi as would have jurisdiction to entertain such suit or proceedings had such suit or proceedings been instituted or filed for the first time after such commencement.

STATEMENT OF OBJECTS AND REASONS

Under section 5(2) of the Delhi High Court Act, 1966, the High Court of Delhi has ordinary original civil jurisdiction in every suit the value of which exceeds one lakh rupees. Having regard to the value of money these days and in the interest of speedy disposal of work in the High Court, it is proposed to raise the said limit specified in the said sub-section from one lakh rupees to five lakh rupees.

2. Consequent to the above proposal it is proposed to raise the original civil jurisdiction of the Court of District Judge under section 25 of the Punjab Courts Act, 1918, as in force in the Union territory of Delhi, from one lakh rupees to five lakh rupees.

3. It is also proposed to insert a new sub-clause (iii) to clause (a) of sub-section (1) of section 39 of the said Punjab Courts Act to provide for appeal to the District Judge where the decree or order is made by a Subordinate Judge after the commencement of the proposed amendments and the value of the original suit in which decree or order is made does not exceed one lakh rupees.

4. This Bill is intended to give effect to the above objects.

DR. SUBRAMANIAN SWAMY.

SUDARSHAN AGARWAL,
Secretary-General.

